

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THEO RIGBY,

Plaintiff,

-against-

THE CITY OF NEW YORK; MICHAEL
BLOOMBERG, Mayor of the City of New York;
RAYMOND KELLY, New York City Police
Commissioner; STEPHEN HAMMERMAN,
Former Deputy Commissioner for Legal Matters,
New York City Police Department; DAVID
COHEN, Deputy Commissioner for Intelligence,
New York City Police Department; THOMAS
DOEPFNER, Assistant Deputy Commissioner for
Legal Matters, New York City Police Department;
NYPD LIEUTENANT DANIEL ALBANO; NYPD
DEPUTY INSPECTOR KERRY SWEET, NYPD
Legal Bureau Executive Officer; NYPD Legal
Bureau Senior Counsel RUBY MARIN-JORDAN
NYPD LEGAL BUREAU SUPERVISOR(S) AT
PIER 57; JOSEPH ESPOSITO, Chief of the New
York Police Department; THOMAS GRAHAM,
Commander, Disorder Control Unit, New York City
Police Department; JACK MCMANUS, Assistant
Chief, New York City Police Department; BRUCE
SMOLKA, former Commander, Patrol Borough
Manhattan South, New York City Police
Department; TERENCE MONAHAN, Assistant
Chief of the Bronx Borough Command; JOHN J.
COLGAN, Assistant Chief, New York City Police
Department; POLICE INSPECTOR JAMES ESSIG;
POLICE DEPUTY CHIEF THOMAS GALATI;
POLICE DEPUTY INSPECTOR GERALD
DIECKMANN; POLICE CAPTAIN LORENZO
JOHNSON, POLICE LIEUTENANT PATRICK
CORTRIGHT; POLICE LIEUTENANT MARK
KEEGAN; POLICE OFFICER NICHOLAS
GRAVINO, Shield No. 16767; JOHN DOES;
RICHARD ROES; HUDSON RIVER PARK
TRUST,

Defendants.

PROOF OF SERVICE

ECF CASE

07 Civ. 7751 (RJS)(JCF)

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STATE OF NEW YORK)
)ss.:
COUNTY OF NEW YORK)

I, Jeffrey A. Rothman, being an attorney duly admitted to practice before this court and the courts of the State of New York, hereby affirm under the penalties of perjury:

I am not a party to this action, I am over 18 years of age and I am self-employed as an attorney at 315 Broadway, Suite 200; New York, New York, 10007.

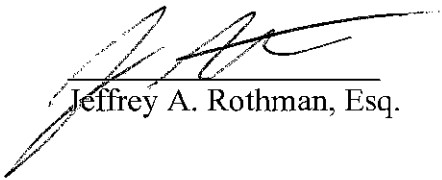
On December 31, 2007, approximately 12:50 p.m., at the 44th Precinct, 2 E. 169th Street, Bronx, NY 10452, I served the Summons and Complaint upon INSPECTOR JAMES ESSIG, a defendant therein named, by personally delivering and leaving at his actual place of business with Sergeant Sotiriou, Shield No. 2120, a person of suitable age and discretion who accepted the papers on his behalf, a true copy or copies of the aforementioned documents. On January 4, 2008, I then mailed a copy of the aforementioned documents to INSPECTOR JAMES ESSIG, a defendant therein named, at the 44th Precinct, 2 E. 169th Street, Bronx, NY 10452, his actual place of business, via first class mail, proper postage affixed to a sealed envelope bearing the legend "personal and confidential" and not indicating on the outside thereof in any manner that the communication is from an attorney or concerns an action against the person to be served.

On December 31, 2007, approximately 12:50 p.m., at the 44th Precinct, 2 E. 169th Street, Bronx, NY 10452, I served the Summons and Complaint upon LIEUTENANT PATRICK CORTRIGHT, a defendant therein named, by personally delivering and leaving at his actual place of business with Sergeant Sotiriou, Shield No. 2120, a person of suitable age and discretion who accepted the papers on his behalf, a true copy or copies of the aforementioned documents. On January 4, 2008, I then mailed a copy of the aforementioned documents to LIEUTENANT PATRICK CORTRIGHT, a defendant therein named, at the 44th Precinct, 2 E. 169th Street, Bronx, NY 10452, his actual place of business, via first class mail, proper postage affixed to a sealed envelope bearing the legend "personal and confidential" and not indicating on the outside thereof in any manner that the communication is from an attorney or concerns an action against the person to be served.

On December 31, 2007, approximately 1:12 p.m., at the New York City Police Department Disorder Control Unit, 1278 Sedgwick Avenue, Bronx, NY 10452, I served the Summons and Complaint upon CHIEF THOMAS GRAHAM, a defendant therein named, by personally delivering and leaving at his actual place of business with Police Officer Anderson, Shield No. 10139, a person of suitable age and discretion who accepted the papers on his behalf, a true copy or copies of the aforementioned documents. On January 4, 2008, I then mailed a copy of the aforementioned documents to CHIEF THOMAS GRAHAM, a defendant therein named, at the New York City Police Department Disorder Control Unit, 1278 Sedgwick Avenue, Bronx, NY 10452, his actual place of business, via first class mail, proper postage affixed to a sealed envelope bearing the legend "personal and confidential" and not indicating on the outside

thereof in any manner that the communication is from an attorney or concerns an action against the person to be served.

January 4, 2008



Jeffrey A. Rothman, Esq.